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March 19, 2021

MEMO ENDORSED

3/22/21

D/C

Billie Mc McMahon

## Via ECF

Colleen McMahon, U.S.D.J.  
 United States District Court  
 Southern District of New York  
 40 Foley Square  
 New York, New York 10007

**RE: Rodriguez v. Target Corporation**  
**SDNY Case No.: 1:20-cv-05471**  
**Our File No.: TARN-156-ML**

Dear Judge McMahon:

This firm represents the defendant, Target Corporation, in connection with the above. By this letter, the parties respectfully request an adjournment of the original discovery deadlines as set forth in Your Honor's Civil Case Management Plan of November 30, 2020 (Docket Entry #10).

The parties have yet to complete depositions. Plaintiff's deposition commenced, and indeed, several hours were spent in an attempt to complete the same. However, we were unable to for multiple reasons. First, an interpreter was necessary. Second, the deposition being conducted virtually, and many "technical" difficulties ensued, including one or another of the participants being "dropped" from the proceedings at various times. The deposition is scheduled to recommence, and hopefully complete, on March 24, 2021. Because we have not completed plaintiff's deposition, a deposition of Target has yet to take place.

Prior to plaintiff's deposition, same was delayed by great difficulties by our office in securing plaintiff's medical records. Some facilities have shut due to Covid, and others have made the reproduction of medical records not a priority.

In light of the foregoing, the parties respectfully request a 60 day extension of all existing discovery deadlines.

Plaintiff's counsel consents to this request. In addition, this is the first request for any extension.

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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

X Civil Case No.: 1:20-cv-5471

ROGER RODRIGUEZ,

Plaintiff,  
-against-

TARGET CORPORATION,  
Defendant.

X AMENDED CIVL CASE  
MANAGEMENT PLAN

Upon motion of Defendant, Target Corporation, for an extension of certain discovery deadlines as provided for in this Court's Civil Case Management Plan filed November 30, 2020, said Civil Case Management Plan is hereby amended and ordered as follows:

1. Depositions shall be completed by April 30, 2021;
2. Plaintiff's expert disclosure shall be provided by May 4, 2021;
3. Defendant's expert disclosure shall be provided by June 4, 2021;
4. All discovery, including expert discovery, must be completed on or before July 12, 2021;
5. A joint pre-trial order in the form prescribed in Judge McMahon's individual rules, together with all other pre-trial submissions required by those rules (*not in limine* motions) shall be submitted on or before August 12, 2021;
6. This scheduling order may be altered or amended only on a showing of good cause that is not foreseeable at the time this order is entered.

Dated: New York, New York  
March 17, 2021

*Julie S Raphael.*  
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Our File No.: TARN-156-ML

SO ORDERED:

COLLEEN McMahon, U.S.D.J.